



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION

OF: MARCZINKE ET AL.

CONFIRMATION No.: 9750

SERIAL No. 09/601,356

GROUP ART UNIT: 1732

FILED: AUGUST 01, 2000

EXAMINER:

SUZANNE E. McDOWELL

FOR: INJECTION STRECH BLOW MOLDED CONTAINERS MADE FROM OLEFIN POLYMERS

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Alexandria, Va 22313-1450, on:

November 24, 2003

Date of Deposit

Herbert B. Keil

Person Making Deposit

Signature

November 24, 2003

Date of Signature

Honorable Commissioner
for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REPLY UNDER 37 C.F.R. §1.111

Sir:

In reply to the Office action of August 29, 2003, it is respectfully requested that the following remarks be entered and considered for further prosecution of the above-identified application:

R E M A R K S

Claims 1 to 6 as preliminarily amended upon filing the application are pending in this case.

The Examiner has rejected Claims 1 to 4 and 6 under 35 U.S.C. §103(a) as being unpatentable in light of the teaching of *Oas et al.* (US 4,357,288) when taken in view of the disclosure of *Bidell et al.* (WO 98/01481¹). More particularly, the Examiner contends that it would have been obvious for a person having ordinary skill in the art to employ the polypropylenes obtained by the process using metallocene

1) WO 98/01481 corresponds to US 6,265,339 which will be referenced in the following.